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March 24, 2022

**VIA ELECTRONIC MAIL &
CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Gloria Moran, Esq.
Assistant Legal Counsel
United States Environmental
Protection Agency
Region 6
1201 Elm Street, Suite 500
Dallas, Texas 75270

Re: EPA's Request to Enter into Settlement Negotiations, Goodrich Asbestos Site, Miami,
Ottawa County, Oklahoma (Site)

Dear Ms. Moran:

I am receipt of your e-mail, dated March 8, 2022, requesting that Michelin North America, Inc. (Michelin) advise you by March 18, 2022, whether it intends to enter into settlement negotiations regarding the United States Environmental Protection Agency's (EPA) claim for past response cost incurred at the referenced Site. Michelin hereby advises EPA that at this time it will not participate in negotiations for EPA's past Site response costs. As detailed in Michelin's December 8, 2020, response to EPA's General Notice Letter (Response to GNL), EPA has provided no support for Michelin's liability for response costs related to the asbestos cleanup at the Site.

Significantly, Michelin has never owned, leased, operated, or otherwise had control of the Site. Furthermore, Michelin has not conducted any activities at the Site with regard to the asbestos-containing materials. *See Michelin's Response to EPA's Request for Information, Goodrich Asbestos Site, dated May 16, 2019, and documents produced therewith. See, also, Michelin's Response to EPA's Request for Information, Goodrich Asbestos Site, dated May 16, 2019, and documents produced therewith regarding Michelin's knowledge regarding ownership and operations of the Site.*



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The findings of the court in *State of Oklahoma v. Michelin North America, Inc. et al*, District Court for Ottawa County, Oklahoma, Case No. CJ-95-641, also support Michelin's position that it has no liability for the asbestos at the Site. In that case, the court entered a Mandatory Injunction against Ottawa Management Company for the cleanup of the asbestos at the Site. *See Response to General Notice Letter, dated December 8, 2020.*

Michelin has previously advised EPA that it is conducting groundwater investigation and remedial work under a Consent Order with the Oklahoma Department of Environmental Quality (DEQ), dated October 10, 1997. However, the Consent Order was never intended to include any responsibility of Michelin for asbestos at the Site. In all the 25 years that Michelin has been working with DEQ to satisfy the requirements of the Consent Order, not a single requirement of DEQ has involved asbestos investigation or cleanup. *See Response to General Notice Letter, dated December 8, 2020.*

Based on the above evidence, Michelin does not now intend to enter into settlement talks with EPA for past Site response costs and, hereby, respectfully requests that EPA withdraw its claim against Michelin.

Sincerely,



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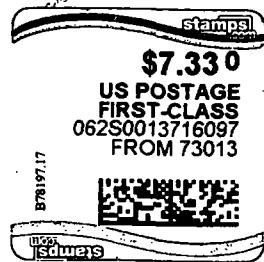
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Received On: 03-28-2022 12:45pm

75270-216225

